Serial No. 09/821,002 Docket No. NEC F-10850 Amendment C

## **REMARKS**

The allowance of claims 1, 3-8, 10 and 11 is noted with thanks.

Claim 12 has been amended to clarify the invention, and to better define the invention over the prior art. Specifically, amended claim 12 requires that the first and second phase shifters comprise "a lattice circuit consisting of inductors and resistors." No new matter has been added by this change.

The rejection of claim 12 under 35 USC §103(a) as being unpatentable over Bojer (US Patent No. 6,029,059) in view of Laws (US Patent No. 5,303,417) is in error. As noted supra, claim 12, as amended, requires "[a] lattice circuit consisting of inductors and resistors."

Neither Bojer nor Laws teaches this element. Thus, claim 12 is patentable over Bojer and Laws.

Having dealt with all the objections raised by the Examiner, the Application is believed to be in order for allowance. Early and favorable action are respectfully requested.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391.

Respectfully submitted,

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## **CERTIFICATE OF MAILING**

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